

## STATE WATER RESOURCES CONTROL BOARD

## DIVISION OF WATER RIGHTS

P.O. BOX 200, Sacramento, CA 95812-2000

901 P Street, Sacramento, CA 95814

(916) 657-1364

## PETITION FOR TEMPORARY URGENCY CHANGE

(Water Code 1435)

☐ Point of Diversion ☒ Point of Rediversion ☐ Place of Use ☐ Purpose of UseApplication: A5626 et al (list attached) Permit P12721 et al. (list attached) License N/A Statement or Other N/A

## Present Holder and User

## Proposed User

United States Bureau of Reclamation  
Contact: Robert Stackhouse (916) 978-5201  
2800 Cottage Way, MP-400  
Sacramento, CA 95825Multiple contractors  
receiving CVP water supplies  
from Reclamation

I (we) hereby petition for temporary urgency change (s) noted above and shown on the accompanying map and described as follows:

**Point of Diversion or Rediversion** (Give coordinate distances from section corner or other ties as allowed by Cal CR715, and the 40 - acre subdivision in which the present & proposed points lie.)Present As on file with the SWRCB under Applications 5626 et al.Proposed Add the State Water Project's (SWP) Harvey O. Banks Pumping Plant at the Clifton Court Forebay to the above referenced permits as a point of diversion and rediversion for the purposes of this action. The Banks Pumping Plant is located within the NW 1/4 of the SE 1/4 of Projected Section 20, T.1S., R.4E., M.D.B. & M., in Contra Costa County. The water will then be delivered through the SWP facilities to O'Neil Forebay and thence to San Luis Reservoir.**Place of Use** (If irrigation, then state number of acres to be irrigated within each 40 - acre tract.)Present The Central Valley Project Permitted Place of Use service area as on file with the SWRCB under applications 5626 et al.Proposed The place of use will remain unchanged.**Purpose of Use**Present Multiple purposes as on file with the SWRCB under applications 5626 et al.Proposed The purposes of use will remain unchanged.Does the proposed use serve to preserve or enhance wetlands habitat, fish and wildlife resources, or recreation in or on the water (See WC 1707)? NoThe temporary urgency change(s) is to be effective from January 1, 2000 To April 15, 2000. (Cannot exceed 180 days)Will this temporary urgency change be made without injury to any lawful user of water? YesWill this temporary urgency change be made without unreasonable effect upon fish, wildlife, and other instream beneficial uses? Yes

State the "Urgent Need" (Water Code 1435(c)) which is the basis of this temporary urgency change petition:

The temporary "urgency" need to use the SWP Banks Pumping Plant and modify the points of diversion and rediversion under Reclamation's Permits 12721 et al. is a result of low storage levels in the Federal share of San Luis Reservoir. Forecasts for CVP and SWP operations for 1999/2000 show that the CVP will not be able to fill the Federal share of San Luis Reservoir without use of the SWP Banks Pumping Plant (otherwise referred to as joint point of diversion or JPOD). Our inability to fill the Federal share of San Luis without help from the SWP stems from the Federal share of San Luis being at a lower level than it would otherwise be at due to environmental protection actions taken 1999. The forecasts show that under 50 percent exceedance hydrology the Federal share of

San Luis will be 244,000 acre-feet short of full. The impact of not being able to fill the Federal share of San Luis will be a lower allocation than would otherwise be made to CVP water contractors or a lower Federal share of San Luis at the end of water year 2000. Reclamation anticipates that without use of the SWP Banks Pumping Plant that allocations to CVP agricultural contractors south of the Delta under 50 percent exceedance hydrology will be 50 percent of contract amounts. With this action, Reclamation will be able to raise this allocation to 60% of contract amount. Having the Federal share of San Luis full will also minimize any impacts that might occur if environmental protection actions need to be taken in the spring of 2000.

Refer to attachment for description of the proposed action to bring the San Luis Reservoir to full capacity during the period of January 2000 through April 2000.

A Draft Initial Study is being prepared for this action by the United States Bureau of Reclamation, with a copy submitted as an attachment to this petition.

Based on the Draft Initial Study, Reclamation concludes that use of the Harvey O. Banks pumping facilities, for this temporary urgency change action, is in the public interest and will not adversely affect any legal user of water or cause any significant environmental effects on fish and wildlife or water quality.

If the point of diversion or redirection is being changed, is any person(s) taking water from the stream between the old point of diversion or redirection and the proposed point? No

Are there any persons taking water from the stream between the old point of return flow and the new point of return flow? No

If yes, give name and address, as well as any other person(s) know to you who may be affected by the proposed change.

N/A

I (we) consulted the California Department of Fish and Game concerning this proposed temporary change. Yes

If yes, state the name and phone number of the person contacted and the opinion concerning the potential effects of your proposed temporary urgency change on fish and wildlife and state the measures required for mitigation.

This was discussed at the CALFED Management meeting on December 9, 1999, which included representatives of DFG. Also contacted were Perry Herrgesell @ (209) 948-7800 in the Stockton Office and Jim White @ (916) 653-3540 in the Sacramento Office.

THIS TEMPORARY URGENCY CHANGE DOES NOT INVOLVE AN INCREASE IN THE AMOUNT OF THE APPROPRIATION OR SEASON OF USE. THIS TEMPORARY URGENCY CHANGE IS REQUESTED FOR A PERIOD OF ONE HUNDRED EIGHTY DAYS OR LESS.

I (we) declare under penalty of perjury that the above is true and correct to the best of my (our) knowledge and belief.

Dated: 12/14/99 At 2800 Cottage Way, Sacramento, California

Signature(s)

(916) 978-5201

Telephone No.

NOTE: A \$100 filing fee of made payable to the State Water Resources Control Board and a \$850 fee made payable to the Department of Fish and Game must accompany a petition for change.